

1948



File No. *Cattle*
Trespass II / 48
Legal DEPARTMENT
B BRANCH

6/6 Subject

Rules - and Notifications
under the Cattle Trespass
Act, 1871

P-18
(1)

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The R.D. draft at page 93 is defective in that it fixes a new scale of fine for the whole district of Surat including the local areas of the Surat Borough Municipality, whereas for the latter area a revised scale of fine has been fixed under notification No. 1726/45, dated the 13th August 1947. The draft notification should therefore be shown to be operative in the district of Surat ~~excluding~~ excluding the area of the Surat Borough Municipality. A revised draft notification is accordingly sent.

Sd/- P.M.LAD,
20.2

Remembrancer of Legal Affairs.

U.R. to R.D. No.1838, dated the 25th February 1948.

4-Gs.

M.V.V.
25/3.

Revenue Department.

Bombay Castle, 1948.

Cattle Tresspass Act,
1871.

No.1728/45.-In exercise of the powers conferred by section 12 of the Cattle-trespass Act, 1871 (I of 1871), and in supersession of Government Notification in the Revenue Department, No.2192-B, dated the 29th March 1924, in so far as it applies to the Surat District excluding the local area within the limits of the Surat Borough Municipality, the Government of Bombay is pleased to prescribe for the said Surat District excluding the local area within the limits of the Surat Borough Municipality with effect from 1948, the following scale of fines to be levied for every head of cattle specified below impounded under the said Act, namely:-

Cattle.	Fine per head		
	Rs.	a.	p.
Elephant	8	0	0
Camel or buffalo	2	0	0
Marco, mare, gelding, pony, colt, filly, mule, bull, bullock, cow or heifer.	1	0	0
Calf, ass or pig	0	8	0
Ram, ewe, sheep lamb, goat or kid.	0	4	0

By order of the Governor of Bombay

Secretary to Government.

4-Cs.

M.V.V.
25/5.

Office of the R.L.A.

The view taken by the R.D. in para 4 of its note is correct. After the portion referred to by R.D. is omitted the said para 1 will consist of the first sentence and the revised clause at p.31 ante. The first sentence, however, is now no longer correct as section 6 of the Act which, before 1st April 1937, empowered the District Magistrate to appoint for each pound a ~~pound~~ pound-keeper has been adapted by the Adaptation Order after that date and the powers are now given to the Provincial Government to appoint a pound-keeper for every pound. Revenue Department should therefore re-draft the first sentence of para.1 in terms of section 6 of the Act as adapted by the Adaptation Order.

Sd/- P.M.LAD,
26/4.

Remembrancer of Legal Affairs.

U.R. to R.D. No.4161, dated the 29th April 1948.

L-Cs.
M.V.V.
25/5.